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Dara M. Kendall  
Name of Attorney  
43,700  
Registration No.  
Dara M. Kendall  
Signature of Attorney

**OFFICIAL**

Case 8163

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

**M. L. VATTER**

Serial No.: 09/902,048

Filed: July 10, 2001

Confirmation No.: 7755

Group Art Unit:

Examiner:

For: **TRANSFER-RESISTANT MAKEUP REMOVING COMPOSITIONS**  
**INFORMATION DISCLOSURE STATEMENT**

**FAX RECEIVED**  
FEB 29 2002  
**GROUP 1600**

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made below in a Form PTO-1449 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO-1449 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1.  37 C.F.R. §1.97 (b)(1) - U.S. Direct (within 3-months of filing a regular application or converted provisional)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(1), is being filed within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2.  37 C.F.R. §1.97 (b)(2) - Via PCT (within 3 mo. of Nat'l Stage Entry)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(2), is being filed within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application. Therefore, no fee is believed to be due.

3.  37 C.F.R. §1.97(b)(3) - (>3 m . after filing direct or nat'l stage entry, but before 1<sup>st</sup> O.A.)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter is enclosed to facilitate charging of the fee, if necessary.

**THE FOLLOWING IS ADDITIONAL INFORMATION PERTAINING TO  
(2) OR (3) MARKED WITH AN (X) ABOVE.**

(a)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that both a copy of the International Search Report and copies of the references cited therein are present in the national stage file. In accordance with MPEP §1893.03(g), it is respectfully requested that the Examiner note the consideration of these references in the first Office Action via the PTO-892 form.

(b)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that a copy of the International Search Report is present in the national stage file. Copies of the references cited in that report are enclosed.

(c)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 does not indicate that a copy of the International Search Report and copies of the references cited are present in the national stage file. Copies of the International Search Report and references are attached.

4.  37 C.F.R. §1.97(b)(4) - (before the mailing of a first Office Action after the filing of a request for continued examination under §1.114)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(4), is being filed with the Request for Continued Examination (RCE) under 37 C.F.R. §1.114.

5.  Information to be Considered with CPA Filing. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 CFR 1.53(d).

6.  37 C.F.R. §1.97(c) with fee payment - (use after 1<sup>st</sup> Office Action & before Final Office Action or Notice of Allowance)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter is enclosed to facilitate the charging of the fee.

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

(1) Copies of the cited references were previously cited by or submitted to the USPTO in prior application Case No. \_\_\_\_\_, U.S. Patent Application Serial No. \_\_\_\_\_ filed \_\_\_\_\_. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of those documents are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d).

(2) Copies of the cited documents are enclosed.

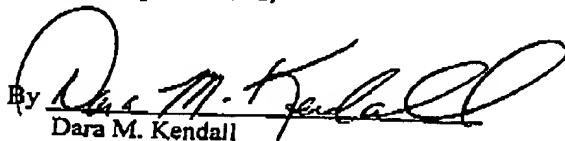
OR

(3) Copies of all said documents, except document No.'s \_\_\_\_\_, were submitted and considered in parent application U.S. Patent Application Serial No. \_\_\_\_\_ filed \_\_\_\_\_. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of document No.'s \_\_\_\_\_ are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of document No.'s \_\_\_\_\_ are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

(4) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

Additional information is attached.

Respectfully submitted,

By   
 Dara M. Kendall  
 Attorney for Applicants  
 Registration No. 43,709  
 (513) 626-1789

Sext. 7, 2001

Customer No. 27740

(IDS.doc)  
 (Last Revised 2/14/01)

## COPENDING APPLICATIONS

<u>Atty. Docket No.</u>	<u>Serial Number</u>	<u>Inventor(s)</u>	<u>Filing Date</u>
8157M	09/850,845	Vatter et al.	5/08/01
8158M	09/850,892	Vatter et al.	5/08/01
8159M	09/850,961	Vatter et al.	5/08/01
8160	09/902,321	Vatter et al.	5/08/01
8161M	09/851,507	Vatter et al.	7/10/01
8162M	09/850,763	Sunkel et al.	5/08/01

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PTO/SB/08A (08-00)

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Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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STATEMENT BY APPLICANT  
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SHEET 1 of 4

## COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

## U. S. PATENT DOCUMENTS

EXAMINER INITIALS <sup>1</sup>	Cite No. <sup>2</sup>	U. S. PATENT DOCUMENT Number	Kind Code <sup>3</sup> (If Known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
01	3,843,601	A		Bruner		
02	4,554,369	A		Hill et al.	10/22/1974	
03	4,588,817	A		Oka	11/19/1985	
04	4,720,353	A		Bell	05/13/1986	
05	4,742,142	A		Shirizumi et al.	01/19/1988	
06	4,752,528	A		Oka	05/03/1988	
07	4,761,454	A		Oba et al.	06/21/1988	
08	4,780,145	A		Mon et al.	08/02/1988	
09	4,970,252	A		Sakuta et al.	10/25/1988	
10	4,980,167	A		Harashima et al.	11/13/1990	
11	4,983,388	A		Kuwata et al.	12/25/1990	
12	4,987,169	A		Kuwata et al.	01/08/1991	
13	5,128,431	A		Ridling et al.	01/22/1991	
14	5,143,722	A		Hollenberg et al.	07/07/1992	
15	5,143,722 (reexam)	B1		Hollenberg et al.	09/01/1992	
16	5,220,033	A		Kamei et al.	08/24/1993	
17	5,236,986	A		Sakuta	06/15/1993	
18	5,266,321	A		Shukuzaki et al.	08/17/1993	
19	5,280,019	A		Klimisch	11/30/1993	
20	5,330,747	A		Krzymik	01/18/1994	
21	5,387,417	A		Rentsch	07/19/1994	
22	5,399,342	A		Krzymik	02/07/1995	
23	5,403,580	A		Bujanowski et al.	03/21/1995	
24	5,412,004	A		Tachibana et al.	04/04/1995	
25	5,512,272	A		Krzymik	05/02/1995	
26	5,589,533	A		Stepniewski et al.	04/30/1996	
27	5,628,989	A		Harashima et al.	02/04/1997	
28	5,654,362	A		Schulz, Jr. et al.	05/13/1997	
29	5,665,804	A		Hill et al.	08/05/1997	
30	5,721,026	A		Feder et al.	09/09/1997	
31	5,725,845	A		Krog et al.	02/24/1998	
32	5,750,123	A		Znaiden et al.	03/10/1998	
33	5,756,568	A		Morita et al.	05/12/1998	
34	5,760,116	A		Kilgour et al.	05/26/1998	
35	5,811,487	A		Schulz, Jr. et al.	06/02/1998	
36	5,833,973	A		Dobkowski et al.	09/22/1998	
37	5,837,793	A		Harashima et al.	11/10/1998	
38	5,853,711	A		Nakamura et al.	11/17/1998	
39	5,853,741	A		Znaiden et al.	12/29/1998	
40	5,854,336	A		Divonne, Sr. et al.	12/29/1998	
41	5,859,069	A		Yanagida	12/29/1998	
42	5,871,781	A		Kuwata et al.	01/12/1999	
43	5,880,210	A		Schulz, Jr. et al.	02/16/1999	
44	5,889,108	A		Zhang	03/09/1999	
45	5,919,437	A		Wilson et al.	03/30/1999	
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Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE  
PTO/SB/08A (08-0)

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 2 of 4

## COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7735
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

## U. S. PATENT DOCUMENTS

EXAMINER INITIALS <sup>a</sup>	Cite No. <sup>1</sup>	U.S. PATENT DOCUMENT Number	Kind Code <sup>3</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	47	5,922,308	A	Brewster et al.	07/13/1999	
	48	5,929,164	A	Zhang	07/27/1999	
	49	5,939,478		Beck et al.	08/17/1999	
	50	5,942,215		Edwards et al.	08/24/1999	
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	52	5,948,855		Lin et al.	09/07/1999	
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## FOREIGN PATENT DOCUMENTS

Cite No. <sup>1</sup>	Office <sup>2</sup>	FOREIGN PATENT DOCUMENT Number	Kind Code <sup>3</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>4</sup>
66	CA	1,319,306			06/22/1993		
67	EP	0 295,886	A2		12/21/1988		X
68	EP	0 499,398	A2		08/19/1992		
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70	EP	0 545,002	A1		06/09/1993		
71	EP	0 779,322	B1		02/28/2001		
72	EP	0 786,883	A2		09/24/1997		
73	EP	0 826,253	A2		03/18/1998		
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76	EP	0 855,178	A2		07/29/1998		X
77	EP	0 882,753	A1		09/12/1998		
78	EP	0 908,175	A1		04/14/1999		
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80	EP	0 934,969	A1		08/11/1999		
81	EP	0 958,856	A1		11/24/1999		
82	EP	0 985,402	A1		03/15/2000		X
83	EP	1 010,715	A1		06/21/2000		X
84	EP	1 062,944	A1		12/27/2000		
85	EP	1 064,930	A1		01/03/2001		X
86	EP	1 068,852	A1		01/17/2001		X
87	FR	2,779,440	A1		12/10/1999		X

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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HEET 3 of 4

## COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

## FOREIGN PATENT DOCUMENTS

Cite No. <sup>1</sup>	Office <sup>2</sup>	FOREIGN PATENT DOCUMENT Number <sup>3</sup>	Kind Code <sup>4</sup> (If known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
88	JP	Sho 61-194009	A		08/28/1986	
89	JP	Hei 1-207354	A		08/21/1989	
90	JP	Hei 4-017162	A		03/25/1992	
91	JP	Kokai 5-139929	A		06/08/1993	
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96	JP	7-277924	A		10/24/1995	
97	JP	8-259419	A		10/08/1996	
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102	JP	9-136813	A		05/27/1997	
103	JP	9-151126	A		06/10/1997	
104	JP	9-175939	A		07/08/1997	
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106	JP	9-175990	A		07/08/1997	
107	JP	9-301826	A		11/25/1997	
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109	JP	9-323917	A		12/16/1997	
110	JP	9-328409	A		12/22/1997	
111	JP	10-45536	A		02/17/1998	
112	JP	10-120525	A		05/12/1998	
113	JP	10-130120	A		05/19/1998	
114	JP	10-167925	A		06/23/1998	
115	JP	10-182354	A		07/07/1998	
116	JP	10-236917	A		09/08/1998	
117	JP	11-21227	A		01/26/1999	
118	JP	11-29436	A		02/02/1999	
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120	JP	11-92335	A		04/06/1999	
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127	JP	2000-226316	A		08/15/2000	
128	WO	96/18374	A1		06/20/1998	
129	WO	97/44010	A1		11/27/1997	
130	WO	98/00098	A1		01/08/1998	
131	WO	98/00102	A1		01/08/1998	
132	WO	98/00103	A1		01/08/1998	
133	WO	98/00104	A1		01/08/1998	
134	WO	98/00105	A1		01/08/1998	

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First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT  
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HEET 4 of 4

## FOREIGN PATENT DOCUMENTS

Cite No. <sup>1</sup>	Office <sup>2</sup>	FOREIGN PATENT DOCUMENT Number <sup>3</sup>	Kind Code <sup>4</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Paged, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
135	WO	98/42307	A1	10/01/1998	11/1		
136	WO	99/00400	A1	01/07/1999	1/1		
137	WO	99/13859	A1	03/25/1999	1/1		
138	WO	99/22696	A1	05/14/1999	1/1		
139	WO	99/43297	A2	09/02/1999	1/1		
140	WO	99/51192	A2	10/14/1999	1/1		
141	WO	99/63953	A1	12/16/1999	1/1		
142	WO	00/72817	A1	12/07/2000	1/1		

## OTHER PRIOR ART - NON-PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS <sup>6</sup>	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>5</sup>

## EXAMINER DATE CONSIDERED

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<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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Inventors:  
Serial No.:  
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- Information Disclosure Statement;
- PTO SBQ8A (4 pages)
- Copies of references (142);
- Copies of copending applications (6);
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Vatter et al.  
09/902,048  
7756  
7/10/2001  
8163



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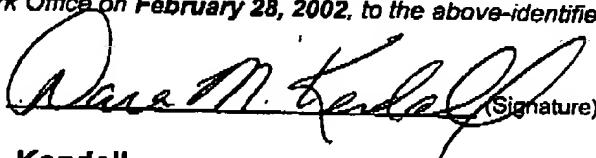
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United States Patent and Trademark Office  
Examiner: Michael Willis  
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**GROUP 1600**

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(Signature)

**FROM:** Dara M. Kendall  
Fax No. (513) 626-1355  
Phone No. (513) 626-1789

Listed below are the item(s) being submitted with this Certificate of Transmission:

- 1) Copy of Information Disclosure Statement, with accompanying Form PTO/SB08, dated September 7, 2001;
- 2) Copy of return postcard date stamped by the PTO on September 10, 2001.

Number of Pages Including this Page: 10

Inventor(s): Vatter  
S.N.: 09/902,048  
Filed: 7/10/2001  
Conf. No.: 7755  
Case: 8163

Comments:

To Whom It May Concern: